

# NONPENETRATING ELECTROPORATION DEVICE AND METHOD

## BACKGROUND OF THE INVENTION

### **Cross-Reference to Related Invention**

This application is a Continuation-In-Part of U.S. Utility Application, "Nonpenetrating Electroporation Device and Method," Serial No. 09/213,218, filed December 17, 1998, now U. S. Patent No. 6,xxx,xxx, and also claims priority to Serial No. 60/215,255, filed June 30, 2000, for "Nonpenetrating Electroporation Electrode and Method."

### **Field of the Invention**

The present invention related to methods and apparatus for delivering molecules into a target cell, and more particularly, to such methods and apparatus for achieving such delivery through electroporation.

### **Description of Related Art**

The effect of electromagnetic fields on cell membranes has been studied since the 1960s. Early research focused on describing observations that an applied electric field can break down cell membranes *in vitro*. Throughout the 1970s the topic was more common in the literature and continued to focus on describing the phenomenon that resulted from brief exposure to intense electric fields as well as the entry of exogenous molecules to the cell interior as a result of membrane breakdown. Applications began to emerge along with a better understanding of the reversible nature of cell membrane breakdown in the 1980s.

Prior research led to the current understanding that exposure of cells to intense electric fields for brief periods of time temporarily destabilized membranes. This effect has

been described as a dielectric breakdown due to an induced transmembrane potential, and was termed "electroporation," or "electropermeabilization," because it was observed that molecules that do not normally pass through the membrane gain intracellular access after the cells were treated with electric fields. The porated state was noted to be temporary. Typically, cells remain in a destabilized state on the order of minutes after electrical treatment ceases.

The physical nature of electroporation makes it universally applicable. A variety of procedures utilize this type of treatment, which gives temporary access to the cytosol. These include production on monoclonal proteins, and genetic transformation. In addition, dyes and fluorescent molecules have been used to investigate the phenomenon of electroporation. A notable example of loading molecules into cells *in vivo* is electrochemotherapy. The procedure utilizes a drug combined with electric pulses as a means for loading tumor cells with an anticancer drug, and has been performed in a number of animal models and in clinical trials by the present inventors. Also, plasmid DNA has been loaded into rat liver cells *in vivo* (Heller et al., *FEBS Lett.* **389**, 225-28).

Protocols for the use of electroporation to load cells *in vitro* typically use a suspension of single cells or cells that are attached in a planar manner to a growth surface. *In vivo* electroporation is more complex because tissues are involved. Tissues are composed of individual cells that collectively make up a three-dimensional structure. In either case, the effects on the cell are the same. FIGURE 1 illustrates details of the electroporation procedure. Electrodes and electrode arrays for delivering electrical

waveforms for therapeutic benefit, including inducing electroporation, have been described by Bernard (WO 98/47562).

The loading of molecules by electroporation *in vitro* as well as *in vivo* is typically carried out by first exposing the cells or tissue of interest to a drug (FIG. 2). The cells or tissue are then exposed to electric fields by administering one or more direct current pulses. Electrical treatment is conducted in a manner that results in a temporary membrane destabilization with minimal cytotoxicity. The intensity of electrical treatment is described by the magnitude of the applied electric field. This field is defined as the voltage applied to the electrodes divided by the distance between the electrodes. Electric field strengths ranging from 1000 to 5000 V/cm have been used and are specific to the cells or tissue under investigation. Pulses are usually rectangular in shape; however, exponentially decaying pulses have also been used. The duration of each pulse is called pulse width. Molecule loading has been performed with pulse widths ranging from microseconds to milliseconds. The number of pulses delivered has ranged from one to eight. Typically, multiple pulses are utilized during electrical treatment.

For molecules to be delivered to the cell interior by electroporation, it is important that the molecule of interest be near the exterior of the cell membrane when a cell is in an electroporated state. It is also important to have molecules near substantially all cells within a treated tissue volume in order to provide efficient delivery to substantially all cells within the treatment volume.

Currently, molecules are injected systemically or directly into the treatment site. No attempt is made to produce a specific distribution. These methods do not ensure that the

distribution of molecules is sufficient to provide effective delivery to substantially all the cells.

Electropermeabilization of tumor cell membranes has been reported (Rols et al., *Nature Biotechnology* **16**, 173, 1998) using applied electric pulses from surface electrodes in contact with the skin. Proteins and DNA can be transferred into the cells by incorporating either the protein or DNA carrying a reporter gene. The efficiencies of transfer for the protein and DNA were, respectively, 20 and 4%.

A first type of electrode known in the art comprises two parallel-plate electrodes placed on opposite sides of a tumor. Other electrodes known in the art at the present time comprise needles that are inserted into or around the tissue of interest. A third type comprises a planar arrangement of parallel wires that can be placed on the surface of the tissue.

Electrodes and methods known in the art do not provide molecular movement during the pre-electroporation time for electromigration, distribution, and post-electroporation time period when the cells are in a state of increased membrane permeability. The movement of molecules within the tissue is believed to affect an increase in the delivered quantity of molecules by enhancing movement into the cells.

### **SUMMARY OF THE INVENTION**

It is therefore an object of the present invention to provide a device and method for manipulating molecules within a target tissue.

It is an additional object to provide such a device and method for manipulating molecules while a target cell is in a permeabilized state.

It is a further object to provide such a device and method that can provide a desired electromagnetic field distribution within a target tissue.

5 It is another object to provide such a device and method that can be configured to activate a multicomponent labile system at a desired site.

It is yet an additional object of the invention to provide a system for effecting tumor regression.

It is yet a further object of the invention to provide a system for effecting *in vivo* gene delivery via electroporation and electromigration.

It is another object of the invention to provide a system for effecting *in vivo* molecule delivery via electroporation.

It is yet a further object of the invention to provide a system for effecting *in vivo* molecule delivery via electromigration.

5 It is yet a further object of the invention to provide an electrode system for achieving electroporation within a target tissue.

It is also a further object of the invention to provide an electrode system that is adjustable for encompassing a wide variety of target tissue.

20 These object and others are attained by the present invention, a nonpenetrating electrode device for manipulating a molecule *in vivo* relative to a target tissue. The device comprises a support and at least two discrete electrodes extending away from and affixed to a support. Each electrode is connectable in circuit communication with a respective portion of a source of electrical energy.

10 The electrodes are movable between a first position wherein they are a first distance  
15 apart and a second position wherein they are a second distance apart. The first distance  
is greater than the second distance, and the electrodes are biased to the first distance.  
This movability is for positioning the electrodes in a desired relation to a selected portion  
5 of the target tissue.

Means are also provided for maintaining a desired distance between the electrodes.  
Specifically, the means are adapted to restrain the electrodes from extending to the first  
position.

10 The electrodes are adapted to deliver, for example, alternating current, direct  
15 current, pulsed alternating current, pulsed direct current, high- and low-voltage alternating  
current with variable frequency and amplitude, variable direct current waveforms, variable  
alternating current signals biased with variable direct current waveforms, and variable  
alternating current signals biased with constant direct current.

15 In addition, these objects and others are attained by the present invention, a device  
20 for manipulating a molecule *in vivo* relative to a target tissue. The device comprises a  
support and at least one member affixed to and extending away from the support. The  
member has at least two discrete electrodes, each electrode in circuit communication with  
a respective portion of a source of electrical energy and therefore being differentially  
activatable.

20 The discrete electrodes are configured to establish a first electromagnetic field *in*  
*vivo* between selected electrodes sufficient to manipulate a molecule relative to a target  
tissue. The electrodes are further configured to establish a second, typically higher,

electromagnetic field sufficient to cause transient permeability of a cell membrane within the target tissue.

Several embodiments of the methods of the present invention include the use of a device as described above to enhance the delivery of a molecule such as a bioactive molecule, nucleic acid, amino acid, polypeptide, protein, antibody, glycoprotein, enzyme, oligonucleotide, plasmid DNA, chromosome, or drug, although this list is not intended to be exhaustive or limiting. In a related embodiment, the device may be used to cause the electromigration of a least two components of a multicomponent reactive system into opposition to permit a reaction to occur at a desired target tissue site. The target tissue may comprise a tumor, an organ, or a wound site.

The features that characterize the invention, both as to organization and method of operation, together with further objects and advantages thereof, will be better understood from the following description used in conjunction with the accompanying drawings. It is to be expressly understood that the drawings are for the purpose of illustration and description and are not intended as a definition of the limits of the invention. These and other objects attained, and advantages offered, by the present invention will become more fully apparent as the description that now follows is read in conjunction with the accompanying drawings.

## **BRIEF DESCRIPTION OF THE DRAWINGS**

**FIG. 1** (Prior Art) is a two-dimensional depiction of electroporation of a cell subjected to an electromagnetic field. Regions of membrane breakdown, depicted as

pores, are formed at the ends of the cells facing the electrodes. Electromagnetic field exposure is achieved by applying a potential between electrodes – and +.

**FIGS. 2A-2C** (Prior Art) illustrate the process of delivering molecules by electroporation. (FIG. 2A) A tumor cell *in vitro* or *in vivo* is exposed to the molecule of interest. (FIG. 2B) Direct current pulses are administered to the cells to cause a temporary membrane destabilization that allows the molecules to more freely enter the cell interior. (FIG. 2C) Cells return to their normal state after pulsation, leaving the drug within the cells.

**FIG. 3** illustrates a first embodiment of a nonpenetrating molecule manipulator, including an annular member having electrodes spaced apart by nonconductive material.

**FIG. 4** is a bottom plan view of the embodiment of the embodiment of FIG. 3.

**FIG. 5** illustrates a second embodiment of a nonpenetrating molecule manipulator, including multiple electrodes disposed on downwardly depending posts from a generally cylindrical support.

**FIG. 6** is a bottom plan view of the embodiment of FIG. 5.

**FIG. 7** is a side view of a third embodiment of a nonpenetrating molecule manipulator, including inwardly moving electrode-support members.

**FIG. 8** is a side perspective view of a fourth embodiment of a nonpenetrating manipulator, including a pair of electrode-bearing members having an adjustable separation therebetween.

**FIG. 9** illustrates the use of a nonpenetrating molecule manipulator to bring components of a multicomponent reactive system into opposition at a target site.



**FIG. 10** is a side perspective view of a nonpenetrating electrode device of a further embodiment in the first position.

**FIG. 11** is a side perspective view of the nonpenetrating electrode device of FIG. 10 in a second position.

**FIG. 12** is a side perspective view of an alternate embodiment of the nonpenetrating device having curved electrodes with barbed distal ends.

**FIG. 13** is a close-up view of the distal end of the electrode member of FIG. 12, showing the barbs for gripping the target tissue.

**FIG. 14** is a side perspective view of another embodiment having a needle extending through the limiting insert.

**FIG. 15** is a side perspective view of a further embodiment having a needle extending along the inside of an electrode.

**FIG. 16** is a side perspective view of a nonpenetrating electrode device in a "pinching"-type relationship with the target tissue.

**FIG. 17** is a bottom side perspective view of the electrode tips and a limiting screw showing one embodiment of an electrode spacing device.

**FIG. 18** is a side perspective view of another type of electrode member having discrete conductive and nonconductive portions contained in a single member.

**FIG. 19** is a side perspective view showing use of a plurality of electrode members that can be incorporated into a nonpenetrating electrode device.

**FIG. 20** is a further embodiment of the multiple independent conductive and nonconductive electrode showing another arrangement of the tissue contacting portions of the electrode member.

**FIG. 21** illustrates a nonpenetrating electrode device using the electrode of **FIG. 17**.

**FIG. 22** is a side perspective view of a further embodiment of the tissue contacting portion of the electrode member, having a portion thereof removed to produce a cut-out, noncontinuous tissue-contacting surface.

**FIGS. 23A-23F** illustrate additional embodiments of electrode contact members having alternate geometries for making tissue contact.

#### **DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS**

A description of the preferred embodiments of the present invention will now be presented with reference to **FIGS. 3-23F**.

A first embodiment of a nonpenetrating device **10** for manipulating a molecule **M** *in vivo* relative to a target tissue **T** (**FIGS. 3 and 4**) comprises a support that comprises a generally cylindrical post **11** having a portal **16** therethrough from a top end **18** to a bottom end **19**.

A generally disc-like object **12** is affixed to the post's bottom end **19**. The disc **12** has a bottom surface **24** with an outer downwardly depending annulus **25** that comprises alternating radial sectors of conductive **20** and nonconductive **22** areas. The conductive sectors **20** serve as the electrodes, and the nonconductive areas **22** serve to space the electrodes apart from each other. The annulus **25** is configured to surround a surface

projection of a periphery of a least a portion of the target tissue T. In FIG. 3 the target tissue T is represented as the skin or surface of an organ, although this is not intended to be a limitation.

Preferably the disc 12 comprises a flexible material to permit shape adaptation with the selected portion of the target tissue. Also preferably the disc 12 has a transparent portion to permit visualization of the target tissue's selected portion therethrough.

An independent conductive lead 13 is in circuit communication with each of the conductive areas 22. Each lead 13 extends from the disc 12 through the post's portal 16 to the top end 18 thereof.

A plurality of contact means are positioned adjacent the post portal's top end 18 and in circuit communication with each lead 13. In a particular embodiment each contact means comprises a contact brush 14 that is affixed within the portal 16 against an inner wall 17 thereof. Interface means are positioned adjacent the post portal's top end 18 and has means for communicating with each contact brush 14 for establishing circuit communication with a signal generator 1. In a particular embodiment the interface means comprises a key interlock 15 that is insertable within the portal 16 at the top end 18. The key interlock 15 has a brush contact pad positioned for communication with each contact brush 14 in any of a plurality of manners well known in the art.

Each electrode 20 is in circuit communication with a respective portion of the source 1 of electrical energy. In a preferred embodiment this source comprises a pulse generator such as is known in the art (e.g., a PA-2000 or PA-4000, both from Cyto Pulse sciences, Inc., Columbia, MD; a T820, BTX, Inc., San Diego, CA) and adapted to deliver pulses of



envisioned by those of skill in the art. To illustrate, one of these combinations includes uneven pairs in odd numbered opposition; e.g., 2+ opposed to 1-, or 1+ opposed to 2-, and other numerical combinations. Further, it may be desired to selectively apply voltage to each electrode pair in a predetermined pattern. Such a means for imposing a preselected pattern may include, for example, a software program for driving a pulse generator to deliver signals to each selected electrode in the preselected pattern.

A second embodiment of a nonpenetrating device **30** for manipulating a molecule **M** *in vivo* relative to a target tissue **T** (FIGS. 5 and 6) comprises a generally cylindrical support **31** having a lumen **33** extending from a top end **34** through to a bottom end **35**. A plurality of downwardly depending posts **32** are affixed adjacent the support's bottom end **35**, with each post **32** having a conductive area **36** on a bottom surface **37** thereof. The posts **32** are disposed in spaced-apart relation from each other, and the conductive areas **36** comprise the electrodes.

In a particular embodiment, each post **32** is movably affixed to the support **31**. Each post **32** is axially movable between a first position and a second position lower than the first position and is biased to the second position. This movement is for achieving contact between each post **32** and a target tissue **T** surface. In a specific type of movable post **32**, as shown in FIG. 5, each post **32** is affixed to the support **31** in a spring-loaded fashion. Such movement permits a generally planar support bottom surface **35** to permit electrode contact with a nonplanar surface.

The lumen **33** may be used, for example, as a syringe guide to permit the introduction of the desired molecule into the tissue **T** through a syringe needle prior to activating the electrodes.

In FIG. 7 is shown a third embodiment **40** of a device similar to that **30** above. In this embodiment, the posts **42** have pointed conductive bottom tips **44** that are disposed at a radially inwardly facing angle to each other. Each post **42** is inwardly movable between a first position and a second position wherein the tips **44** are closer together than in the first position. The second position is for gripping tissue **T** between the tips **44**. The pointed post shape illustrated here is not intended to be limiting; electrodes with other shapes may also be used this device as long as they are movable.

Another feature illustrated in this embodiment comprises a hollow needle **43** extending through the support **41**. The needle **43**, the tip of which extends beneath the posts **42**, can carry a dose of the substance to be introduced via hole **45** into the tissue **T** or can be used as a portal through which the introduction can take place. In a related embodiment the needle **43** is movable axially to permit a selection of the depth of penetration.

A fourth embodiment **50** of the device (FIG. 8) includes a support **51** that movably holds a pair of insulating plates **52** in generally parallel fashion. In the embodiment shown the plates **52** comprise generally rectangular planar members. The support **51** includes means for altering the separation between the plates **52**, which is useful for gripping tissue **T** therebetween.

Each plate **52** as a plurality of electrodes **53** affixed to its inward-facing surface **55**, and leads **54** are connected to each electrode **53** for providing circuit communication with a signal generator **1**.

A further embodiment of the present invention comprises a support and at least two discrete electrodes extending away from and affixed to the support in spaced-apart relation from each other. Each electrode is in circuit communication with a respective portion of a source of electrical energy adapted for delivering a pulse of predetermined duration and magnitude.

Another nonpenetrating device **10** for manipulating a molecule *in vivo* relative to a target tissue (FIGS. 10 and 11) comprises a support that includes a generally cylindrical handle member **60** having a channel **61** dimensioned for passing leads **62-65** therethrough, extending from a proximal end **66** to a distal end **67**. The handle **60** comprises insulation from the leads **62-65** to permit safe handling by a user. Other shapes of the handle may be used as desired and known to one of ordinary skill in the art.

A plurality of electrodes, here four electrodes **68-71**, are affixed at their proximal ends **72-75** to the handle's distal end **67** and are in electrical communication with respective leads **62-65**. It will be understood by one of skill in the art that any number of electrodes two or greater may be employed, depending upon the size and configuration of the target tissue, and that the four disclosed here are merely exemplary. The leads **62-65** extend to connectors **76-79** at distal ends thereof that are adapted for electrical communication with a signal generator **1**. The electrodes **68-71** are configured to

encompass at least a portion of the target tissue **T** in a "pinching"-type arrangement (see FIG. 16).

Details of the electrodes **68-71** in this embodiment will be presented for electrode **68**, with the understanding that the other electrodes **69-71** have a similar configuration.

5 (In FIG. 10, the electrode **69** is shown only partially to provide an inner view of electrode insulation **75**.) Preferably the electrodes **68-71** comprise generally rectangular, elongated striplike members having insulation extending from the proximal end **84**. This insulation electrically isolates each electrode member and can extend all the way from the proximal end **84** all the way to the distal end **80**, leaving only enough electrode surface exposed to allow proper energy transfer from the electrode members to the target tissue **T**. This insulation may be a separate member, a surface coating applied to the actual electrode member, or other type of insulation as known to those of skill in the art. At the distal end **80**, the electrode **68** comprises a distal portion **80** that is electrically exposed at least on the side **82** facing the other electrodes to permit delivering a pulse therefrom. In a preferred embodiment the facing side **82** is substantially planar, although this geometry may be altered to suit a desired target tissue **T**. For example, in FIG. 12 is illustrated an alternate embodiment **100**, wherein the electrodes **104-107** are curved to facilitate tissue contact. In addition, this embodiment shows the addition of barbs **108** to the distal ends **80** of the electrodes that serve as gripping means with respect to the target tissue **T**.  
15  
20 These barbs are not limited to use solely in this embodiment, it is understood that this feature may be incorporated into any of the electrodes disclosed herein.



In FIG. 11, the electrodes **68-71** are biased to the second position, wherein they are splayed apart at their distal ends. The electrodes **68-71** have sufficient flexibility to permit their being pressed together toward a first position (FIG. 11) adjacent the electrodes' proximal ends **84** and a second position (FIG. 10) adjacent the distal ends **80**.

5 A second restraining means is also provided in a particular embodiment for restricting the minimum or maximum distances between the electrodes **68-71**. In the embodiment shown in FIG. 11, the restraining means comprises a generally cylindrical insert **91** positionable in the lumen between the electrodes **68-71** that physically prevents the electrodes from approaching each other more closely than a desired distance. Again, any suitable shape for this device may be employed by one of ordinary skill in the art. As shown, this device can be used in combination with other electrode positioning means such as the torodial ring **90** or a set screw **123**.

This further device for selecting electrode spatial distances is shown in FIG. 17. The limiting means in the form of a set screw **123** passes through a bore **124** in the first electrode **68**, extending from the outer to the inner face positioned in spaced relation between the proximal end **72** and distal end **80**. The screw **123** is passed through the electrode **68** until its distal end **125** touches the inner face of the second electrode **69** and sets a predetermined minimum separation distance.

20 The leads **62-65** are in circuit communication with a respective portion of the source **1** of electrical energy as described before. In particular, the source **1** should be adapted to deliver voltage to each electrode **68-72** for establishing a first, low-level, and a second, typically high-level, electromagnetic field in vivo between selected electrodes. The

low-level field is for manipulating the molecule relative to the target tissue **T**. The higher-level field is for causing transient permeability of a cell membrane with the target tissue **T**. Such a permeability is useful for permitting the molecule to enter the interior of the cell (see FIGS. 1 and 2).

5 A further embodiment **100**, is shown in FIG. 13, the electrodes **104-107** may also comprise means for gripping tissue, such as barbs **108** at the distal ends **84**. Additionally, other tissue attachment means may be used either alone or in combination; these including, but not limited to, bioadhesives, other adhesives, other chemical means or surface roughening on the electrode surfaces *per se*. Other chemical means may also include electrically conductive gels to facilitate the conduction of the energy to the target tissue.

10 In another embodiment, **110** (FIG. 14, electrode **69** being broken away), the insert **111** has a bore **112** therethrough. The device **110** further comprises a needle **113** extendable through the bore **112** and slidable relative to the electrodes **68-71**. Another needle **114** is adapted for injecting a desired substance, for example, from a syringe **115**, into the tissue at a desired target area for electroporation.

15 In yet another embodiment **120** (FIG. 15, electrode **69** and the insert **111** are shown broken away), at least one of the electrodes **121** has a needle **122** passing therealong and attached thereto, as shown, or alternately therethrough, again for injecting a desired substance into the tissue.

20 Another electrode member is shown in FIGS. 18-20. In this embodiment, the electrode comprises a single support member having discrete conductive and

nonconductive portions contained along the length thereof. This electrode structure enables the device (FIG. 21) to be used either on the surface of the target tissue, in the lumen of an organ or other orifice, and also can be inserted into tissue that has become accessible by other means such as in surgery. This electrode has alternating areas of conductivity and these areas can be either one single + and – or comprise a plurality of alternating conductive areas along the single supporting member. Additionally, as shown in FIG. 19, the electrode device may comprise a plurality of the plural conductivity member electrodes. In use, the multiple electrode members may also be separated by a separation means to limit the distances between the members, as described earlier (see FIGS. 10 and 15).

A further electrode structure is shown in FIG. 20. In this embodiment, the distal conductive distal ends **132** and **133** are nonindependently addressable conductive regions of polarity and have an insulation portion **134** therebetween. That insulation portion **134** may comprise air, in the case of a cut-out portion, or a layer of physical insulation material.

Further examples of tissue-contacting portions of the electrode structures are shown in FIGS. 22 and 23A-F. In these embodiments, the tissue contact member is able to be noncontiguous (FIG. 22) as opposed to the member shown in FIG. 9. Alternative geometries for the contact members are also within the scope of the invention (FIGS. 23A-F), and these can be square, rectangular, elliptical, triangular, kidney-shaped, free-form, or any other shape configured to the needs of the system as defined by the target tissue. The various electrode members may also have alternate shapes and sizes as shown by items **140-142**. The shapes of the various electrodes are exemplary only and

are not intended to be limited, but any shape is useable as available to one of ordinary skill in the art. In addition to the various shapes as shown, either single-conductivity electrode members or the multiple-polarity electrodes disclosed above may be used in these geometries.

5           Several embodiments of methods of the present invention will now be disclosed. These methods will be illustrated with the device **10** described above, although this is not intended as a limitation, since any of the devices of FIGS. 3, 5, 7-8, 10-12, 14-15, and 21 could be used herein, or other equivalents appreciated by one of skill in the art.

40           A first embodiment comprises a method for achieving an improved distribution and delivery of a desired molecule **M** into a target tissue **T** (FIG. 9). This method comprises the steps of placing at least one electrode with dual polarities or two electrodes having discrete polarities **20** generally adjacent but in nonpenetrating fashion to a surface of a target tissue **T**. A substance that includes the desired molecule **M**, such as a solution thereof, is introduced into the body systemically into an area near or on the target tissue **T**, either before or after the positioning of the device **10**.  
5

          A first electrical potential is established between a pair of electrodes **20** and **21** that is sufficient to cause electromigration of the desired molecule **M** from an initial location to a more desirable location on the target tissue **T**. In a particular embodiment, the electric field strength range is 1-1500 V/cm in the microsecond to the millisecond range.

20           A second electrical potential is established between a pair of electrodes, which may or may not be the same poles on the multipolar electrode or pairs in the case of unitary polar members **20** and **21** as previously activated. The second potential is higher than the

first electrical potential and is sufficient to cause electroporation in the target tissue **T** to enhance a movement of the desired molecule **M** into a cell. Exemplary field strengths and duration ranges include, but are not intended to be limited to, 1-10,000 V/cm in the nanosecond range to the millisecond range. In a particular embodiment the field strength range is 750-1500 V/cm over the microsecond to millisecond range. Either or both of the potentials can be delivered in a series of predetermined sequence of pulses, each of which can comprise pulses delivered sequentially or simultaneously.

A second method is for delivering a bioactive molecule to a subcutaneous target tissue **T**. This method comprises the steps of, as above, introducing a substance containing the charged bioactive molecule **M** to a subcutaneous area adjacent the target tissue **T**. A device such as device **10** is placed generally adjacent but in nonpenetrating fashion to a target tissue **T**, and electrode pairs are again activated at a low and high level to achieve, respectively, an electromigration of the bioactive molecule **M** adjacent the target tissue **T** and an electroporation of a cell membrane within the target tissue **T** sufficient to permit entry of the bioactive molecule **M** into the cell interior.

A third method (FIG. 9) is for bringing two molecules **M-1** into apposition at a desired target tissue site **S** for permitting a reaction therebetween, as in multicomponent labile systems, or a "cell bomb." This method comprises the steps of introducing a substance containing a first molecule **M** into a first area **A** adjacent the target tissue site **S** and introducing a substance containing a second molecule **M-2** into a second area **B** adjacent the target tissue site **S**.

Next an electromigration of the first molecule **M-1** and the second molecule **M-2** is caused to a third area **C** that is actually within the target tissue site **S**. The electromigration is caused by at least a pair of electrodes placed against a surface generally adjacent but in nonpenetrating fashion to a target tissue. The third area **C** may actually comprise the first area **A** or the second area **B**, or another area distinct therefrom. The first molecule **M-1** and the second molecule **M-2** are then permitted to react at the third area **C**.

Another embodiment of a method of using one of the devices **10**, **100**, **110**, or **120** comprises the step of introducing, such as by injection, although this is not intended as a limitation, a desired substance into the target tissue. The distal portions of the electrodes **68-72** are placed in contact with the tissue, and the sleeve **90**, or the member **123** is moved to a position wherein the tissue area is closely encompassed by the electrodes **68-72**, which ensures sufficient electrical contact therebetween. At least one, and preferably a plurality of, electrical pulses as desired are delivered to the electrodes **68-72** using the pulse generator **1**, and thence to the tissue area for achieving electroporation and entrance of the desired substance into the target cells.

### Example

The methods of use of the nonpenetrating devices of the present invention are further described by the following example:

A nonpenetrating electrode device comprising four movable members attached to a support is used to deliver molecules to cells *in vivo*. This electrode is shown in FIG. 10 and comprises four straight-arm individual electrode members. The shaved left flank of

C57B1/6 mice were treated with an injection of a 50 microliters volume of plasmid DNA coding for luciferase, a reporter molecule. After injecting the plasmid DNA, the electrode was placed against the skin in such a way that the electrically conductive tips surrounded the injection site. The sleeve **90** surrounding the members was moved from the proximal position to the distal end **80** of the device in order to close the conductive tips **80-83** into a rectangular configuration and to force contact between the skin and conductive portions of each member.

Electrical pulses were then applied between a set of two parallel electrodes and then to the other set of parallel electrodes.

The mice were then humanely euthanized 48 hours after treatment, and the treated skin was removed and analyzed for expression of luciferase, using standard laboratory methods as known in the art.

Table 1 shows the results of the experiment. The electrical field strength of the pulses was defined as the applied voltage divided by the distance between the electrodes (V/cm), and the time was the duration of each applied pulse.

**TABLE 1**

<b>Treatment Group</b>	<b>Number of Samples</b>	<b>Electrical Treatment</b>	<b>Mean Luciferase Expression</b>
1	4	none	1,123,344
2	4	1500 V/cm 100 $\mu$ s	-1,735,343
3	4	1500 V/cm 100 $\mu$ s, followed by 17 V/cm 100 ms	-7,046,177

4	4	1500 V/cm 100 $\mu$ s, followed by 40 V/cm, 20 ms	17,692,651
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It is clear from Table 1 that the application of electric pulses to Treatment Groups 2-4 resulted in increased luciferase expression relative to the Control Group 1. These results also show that pulses of high field strength in combination with pulses of lower field strength can be used successfully to deliver molecules to a desired site.

Numerous other ways of practicing the invention described in this application are possible. These include, but are not limited to, using the described devices to cause: (1) electromigration, electroporation, and then electromigration again; (2) electromigration, followed by electroporation; (3) electroporation, followed by electromigration; (4) electroporation alone; (5) electromigration alone; (6) electromigration from a plurality of sides, either alone or (7) in combination with electroporation, either (8) before the electromigration or (9) after the electromigration or (10) simultaneously.

In addition, by using the instant devices as described it is possible to perform electromigration as well as electroporation using the same electrode members or, alternately, different electrode members. As known by those of ordinary skill in the art, the magnitude and duration of the electromagnetic fields is dependent on the particular combination of molecule(s) and tissue(s) under investigation; therefore, the electromagnetic field magnitudes and durations may be the same, similar, or different for inducing the migration of molecules and the electroporation of cells within tissues.



It may be appreciated by one skilled in the art that additional embodiments may be contemplated, including different electrode configurations adapted to provide high- and low-level fields for causing electromigration and/or electroporation. In this application, a device being "configured" to produce an electromagnetic field *in vivo* means that (1) the portion of the device that comes in contact with body tissue or fluid is made of biocompatible materials; (2) the electrodes are capable of carrying the current required for electroporation and/or electromigration of living cells *in vivo* in an electrolyte that may include the tissue being treated, interstitial fluid, injected material at the treatment site, material applied to the target tissue, and combinations of the foregoing, and (3) the material between the electrodes which may be the same material as the support member, should have a sufficient dielectric constant so that it does not break down as a result of nearby electrodes being of opposite polarity during electrical treatment. Moreover, it will be apparent to those skilled in the art that where an electrode or system is configured to perform both electromigration and electroporation, such an electrode or system may be used to perform either or both functions.

It may be appreciated by one skilled in the art that additional embodiments may be contemplated, including alternate embodiments of the electrodes and nonpenetrating device.

In the foregoing description, certain terms have been used for brevity, clarity and understanding, but no unnecessary limitations are to be implied therefrom beyond the requirements of the prior art, because such words are used for description purposes herein and are intended to be broadly construed. Moreover, the embodiments of the apparatus

illustrated and described herein are by way of example, and the scope of the invention is not limited to the exact details of construction.

Having now described the invention, the construction, the operation and use of preferred embodiments thereof, and the advantageous new and useful results obtained thereby, the new and useful constructions, and reasonable mechanical equivalents thereof  
5 obvious to those skilled in the art, are set forth in the appended claims.